
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

GARY DWIGHT GORDON, JR.,

Petitioner,

versus

DIRECTOR, TDCJ-CID,

Respondent.

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CIVIL ACTION NO. 1:14-CV-263

**MEMORANDUM ORDER ADOPTING
THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Gary Dwight Gordon, Jr., an inmate confined within the Texas Department of Criminal Justice, Correctional Institutions Division, proceeding *pro se*, filed this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.

The court previously referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, for consideration in accordance with 28 U.S.C. § 636. The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge recommending that petitioner's application to proceed *in forma pauperis* be denied and petitioner directed to pay the \$5 filing fee.

The court has received the Report and Recommendation, along with the record and all available evidence. No objections were filed to the Report and Recommendation.

ORDER

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct and the magistrate judge's report is **ADOPTED**. Petitioner's application to proceed *in forma*

pauperis is **DENIED**. Petitioner shall have 30 days from the date set forth below to pay the \$5 filing fee.

SIGNED at Beaumont, Texas, this 17th day of February, 2015.

A handwritten signature in black ink, reading "Marcia A. Crone". The signature is written in a cursive style with a horizontal line underneath it.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE